IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRITS No. 4528 of 2004

M/S.LAHAR GURU TRANSPORT COMPANY,
V/S
RAJ.STATE WAREHOUSING CORPN. & ANR.

Mr. HR CHAWLA, for the appellant / petitioner

Date of Order : 18.10.2004

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the petitioner.

The grievance of the petitioner is that despite the petitioner having been granted contract by way of appointment as service agent for a period of two years, being financial years 2004 to 2006, the respondents are getting the work done from other persons, for which the petitioner made representations, Annexure-4. With these facts, the petitioner seeks an order to restrain the respondents from giving the work of handling and transporting to any other agent except the petitioner.

Suffice it to say that at the best, the grievance relates to the performance of the contract. In such matter, the petitioner may have his remedies available under law, but then 226 jurisdiction is not available in view of the judgment of Hon'ble the Supreme Court in M/s. Radhakrishna Agarwal & Ors. Vs. State of Bihar & Ors. reported in AIR 1977 SC 1496

The writ petition is, therefore, dismissed summarily.

(N P GUPTA),J.

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